



**BY CERTIFIED MAIL**

April 30, 2004

Swan Bay Holdings, Inc.  
P. O. Box 3757  
Seattle, WA 98124

Re: Notice of Collection of Samples From Duwamish Waterway Intertidal Areas

Dear Landowner:

The Port of Seattle, King County, the City of Seattle and The Boeing Company, who collectively make up the "Lower Duwamish Waterway Group" ("LDWG"), are carrying out environmental investigations of the Duwamish Waterway under the federal Superfund program and the Washington State Toxics Control Program. The Group's work is being supervised and directed by the U.S. Environmental Protection Agency and the Washington Department of Ecology. As required by EPA and Ecology, the LDWG parties will conduct an initial survey of the Waterway's intertidal areas by boat in May to look for groundwater seeps, and conducting limited sampling of identified ground-water seepage into the Waterway. This sampling may involve LDWG technicians and EPA staff personnel beaching their boat at low tide and traversing mud flats in front of your facility at 7100 2nd Avenue SW on May 5, 6 or 7. Additional water sampling at a limited number of seep locations will take place on June 30, July 1 or 2, and walking surveys for the identification of shorebird habitat and the presence of snails will occur at targeted locations on June 3-11 and June 16 - 18, respectively.

The purpose of the seep water sampling is to generate chemical data related to groundwater seepage into the Waterway. As the sampling only involves groundwater, it will not involve removal of any sediment or other property that you may own in intertidal portions of the Duwamish Waterway. Should EPA and Ecology require LDWG to conduct sediment sampling or other sampling requiring the removal of materials from your property, we will notify you and request that you enter into an access agreement to allow for sampling that will remove a small amount of sediment or other material. Following the initial survey, we will know which properties will be involved for this additional work. Because the initial survey will be cursory and because we do not know at this time which properties we will be accessing, we are not asking for access agreements from the large number of Duwamish property owners, most of which will not be affected. While the Public Trust Doctrine would allow the LDWG parties to traverse intertidal areas for many sampling-related activities, we will nonetheless be contacting

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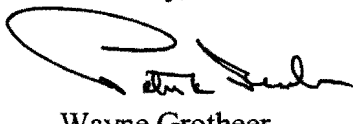
you to discuss a formal access agreement should your property be identified as a location for sediment sampling or other further activities beyond the initial survey work.

Additional planned sampling events include invertebrate tissue and sediment sampling on August 2 – 13, beach seining for fish on September 6 – 17, and sediment chemistry sampling in the first quarter of 2005. Again, when we determine the locations for this additional sampling we will contact each affected property owner concerning entry into an access agreement.

Please notify any tenants or other appropriate personnel that this activity may be occurring in front of your facility May 5 - 7, June 3-11, June 16 - 18 and June 30 - July 2. We will be in further contact regarding additional activities that will be occurring later in 2004 and in 2005. We hope to avoid unnecessary tension between facility personnel and field staff by being sure that facility personnel are aware of our activities.

If you have any questions regarding the field sampling, please contact Dr. Kathy Godtfredsen at Windward Environmental, (206) 577-1283. Additional information concerning the Duwamish Superfund investigations can be found at the LDWG website: <http://www.ldwg.org/> and at EPA's Harbor Island website: <http://yosemite.epa.gov/r10/cleanup.nsf/sites/lduwamish>.

Sincerely,



for WAYNE GROTHEER

Wayne Grotheer  
Manager, Health Environmental and Risk Services  
Port of Seattle